

UNITED STATES OF AMERICA,)	
)	
Plaintiff,)	
)	CRIMINAL ACTION
v.)	
)	No. 00-20089-01-CM
)	
GAIL MARTIN,)	
)	
Defendant.)	
_____)	

This case comes before the court on a *pro se* motion filed by defendant Gail Martin, the Motion Requesting Modification of Supervised Release (Doc. 34). Defendant asks the court to order that her supervised release in this case run concurrently with her incarceration in the Topeka Correctional Facility on state court charges.

Defendant requests that the court grant a “special exception” to 18 U.S.C. § 3624(e). She claims that if the court grants her request, she will reside at an address in Kansas City, Missouri; she will seek immediate employment; and she will support her three dependent children.

The court concludes that a “special exception” to § 3524(e) is not warranted in this case. The statute only contemplates one “special exception” – that “[a] term of supervised release does not run during any period in which the person is imprisoned in connection with a conviction for a Federal, State, or local crime unless the imprisonment is for a period of less than 30 consecutive days.” Here, defendant’s state court imprisonment is more than thirty days, and the court finds that the statutory exception does not apply. In any event, defendant has not given the court a compelling reason why her term of supervised release should run concurrent with her incarceration in the Topeka Correctional Facility.

IT IS THEREFORE ORDERED that defendant’s Motion Requesting Modification of Supervised Release (Doc. 34) is denied.

Dated this 17th_ day of April 2006, at Kansas City, Kansas.

s/ Carlos Murguia
CARLOS MURGUIA
United States District Judge